



#10 DAF

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)
MR/98-004.C

First named inventor: GEORGE J. MISIC

Group Art Unit: 2859

Application Number: 10/082,818

Examiner: Louis M. Arana

Filed: February 25, 2002

Title: MULTIMODE OPERATION OF QUADRATURE PHASED ARRAY MR COIL SYSTEMS

Attn: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
JUL 11 2003
OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703)305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay

1. Petition fee

- ☐ small entity - fee \$ _____ (37 CFR 1.17(l)).
- ☐ small entity statement enclosed herewith.
- ☐ small entity statement previously filed.
- ☒ other than small entity - fee \$ 110.00 (37 CFR 1.17(l)).

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in

the form of _____ a Response and Amendment (identify the type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

[Page 1 of 3]



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

July 7, 2003

Date


Signature

Telephone

Number: (412) 767-2400

James R. Stevenson

Typed or printed name

Medrad, Inc.

Address

One Medrad Drive, Indianola, PA 15051

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Small Entity Status Form

☒ Additional sheets containing statements establishing unavoidable delay

☐ _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]


I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

7/7/2003

Date


Signature

James R. Stevenson

Typed or printed name of person signing certificate



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

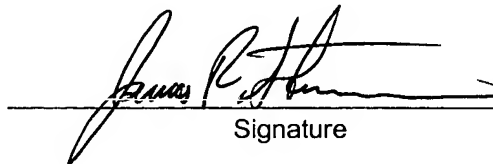
PTO/SB/61 (7-99)
Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants and by any other party who is presenting statements concerning the cause of delay.

July 7, 2003

Date



Signature

James R. Stevenson

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

The unavoidable delay in filing the attached reply was due to an unexpected and unforeseen fault in a new docketing system that was recently obtained by the IP Department of my company, Medrad, Inc. Specifically, our IP Department had long used a docketing system known as PC Master Lite. Due to the ongoing growth of our patent and trademark docket, we recently purchased and installed a new docketing system, IP Master, offered by Master Data Center (MDC) of Southfield, Michigan. In addition, we also secured MDC's services to "migrate" our existing data from the old docketing system to the new one.

At some point during that migration or, more generally, in the transition between docketing systems, the docketing entry for the Office Action to which this Petition is directed was somehow corrupted or otherwise rendered incorrect. We discovered this error when we received the Notice of Abandonment on or about June 30, 2003, which brought this matter to our attention. In addition, we are also trying to ascertain whether docketing entries for any of our other IP files have been affected.

In support of this Petition, the above-signed states that: (1) the foregoing error was the cause of the delay at issue; (2) there is, and has been, in place a business routine for performing the function of docketing that could reasonably be relied upon to avoid errors in its performance; and (3) the employees who have responsibility for our docketing system are sufficiently trained and experienced with regard to the function and routine for its performance that reliance upon such employees represent the exercise of due care.

For the foregoing reasons, the above-signed respectfully requests that this Petition be granted, as the aforementioned error is within the ambit of 37 C.F.R. §1.137(a).

(Please attach additional sheets if additional space is necessary)